Ram Kishan, r/o Village Nayagaon, PS Rampur District Saharanpur on 26.5.93 while the other relates to the naked parading of Smt. Shivpatia w/o Moti Lal of Village Dhauna, P.S. Ghoorpur, District Allahabad on 21.1.94.

(c) 'Police' and 'Public Order' are State subjects. It is, therefore, for the State Governments/Union Territories to take necessary steps to protect these weaker sections. The action against culprits and the erring officials for failing to protect these weaker sections also comes within their jurisdiction.

The Government of India has, however, from time to time drawn the attention of the State Governments to the problem of ensuring protection to the weaker sections including Scheduled Castes/Scheduled Tribes and women. Guidelines have been issued to all State Governments, Union Territories detailing the preventive, punitive and rehabilitative measures to be taken to check atrocities against Scheduled Castes/Scheduled Tribes. Besides, Central Government is also closely monitoring trends in such atrocities and accordingly the concerned States/Union Territories are advised from time to time to take necessary preventive measures. The State Governments are also advised to enforce legislation strictly and to strengthen the machinery for such enforcement.

Suggestions made by Vigil India Movement

2957. SHRI RAJNI RANJAN SAHU: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether in a year-long workshop conducted recently by a Bangalore based organisation—'Vigil India Movement', concern had been expressed over the lack of decentralisation of power under the federal system in India and it had been proposed to amend the Constitution for the purpose;

(b) if so, what precise suggestions were
made by them; and

(c) what is Government's reaction thereto?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI P.M. SAYEED): (a) to (c) A delegation of Vigil India Movement had presented a report to the President on 20th Nov. 1993 expressing concern over lack of decentralisation of power under the federal system and also made suggestions for amendment in the Constitution. The Sarkaria Commission on centre-State Relations has already gone into the entire gamut of Centre-State Relations. The Commission has affirmed that the working of the Constitution all these years has demonstrated that its scheme and provisions are basically sound and that no structural changes arc called for. The Commission has however made a few recommendations in respect of functional or operational aspect without affecting the structure to ensure and harmonious working of the Centre-State arrangements. The recommendations of the Sarkaria Commission have been referred to the Inter-State Council.

Invitation To NRIs for Investment in Jammu and Kashmir

2958. SHRI RAJNI RANJAN SAHU: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is a fact that with a view to provide a balanced economic development of the strife torn State of Jammu and Kashmir, Government have decided to invite NRIs to settle, invest and set up industries and trade in the State;

(b) if so, what arc the details thereof;

(c) what is the NRIs' response thereto; and

(d) what is the response of different sections of the people of Kashmir to this move?

THE MINISTER OF STATE OF THE MINISTRY, OF HOME AFFAIRS (SHRI RAJESH PILOT): (a) to (d) While the State Government welcome NRIs to set up Industrial and trade ventures in the State, there is no special scheme or incentives for this purpose.

Killings by Militants in Jammu and Kashmir

2959. SHRI SATISH PRADHAN: Will the Minister of HOME AFFAIRS be pleased to state:

(a) what is the number of Kashmir is killed by various groups of militants in Jammu and Kashmir during the last three years; and

(b) the number of militants killed by the security forces in Kashmir during the same period?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS: (SHRI RAJESH PILOT): (a) and (b) According to available information 24756 civilians were killed during the years 1991 to 1993. 2743 militants were killed by the security forces during the same period.

TADA Dctcnucs in the Country

2960. SHRI O.P. KOHLI: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the Supreme Court has ruled that the designated court has no power to remand a TADA accused to custody is the police failed to complete investigation within six months to one year;

(b) if so, the details thereof;

(c) the action Government has taken or propose to take thereon;

(d) the number of TADA detenues in the country, State/Union Territory-wise, since when they are under detention and the reasons for not completing the investigation within 180 days or in one year where the permission of the designated courts have been taken;

(e) whether similar orders had been given by the Supreme Court in the past about the release of undertrials whose investigation also has not been completed
within six months;

(f) if so, the details thereof;

(g) the action Government had taken thereon; and

(h) the number of undertrials languishing in the jails on account of delay in the completion of the investigation by the police or delay on the part of the courts etc.?

TOE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT): (a) and (b) The Supreme Court vide its order dated 12.7.94 in Hitendra Vishnu Thakur Vs. State of Maharashtra has ruled that the investigating agencies are required to filed chargesheet within a period of 180 days from the date of arrest of an accused in a TADA case; and if it is not possible to complete investigation within 180 days, the designated court can extend the period of detention upto one year on the report of Public Prosecutor. The Supreme Court has also ruled that if the investigating agencies do not complete the investigation within 180 days or within the period extended by the designated court on the report of the Public Prosecutor, the accused shall be released on bail if he applies for bail.

(c) The investigating agencies are duty bound to conform to the provisions of amended sub-seciton 4 of section 20 of the Principal act (TADA Act ' 87).

(d) The available information upto period ending March' 94 regarding number of TADA detenues State/UT-wise is in the statement attached. *(See* below). The information regarding the date of detention is not maintained by this Ministry. TADA cases are complicated in nature having inter-state and even international ramifications. In several cases some of the prime accused are absconding and the investigating agencies have to make effort for their